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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Confirmation No.: **2668**

COMSTOCK et al

Allowed: **January 25, 2006**

Serial No. **09/716,440**

Atty. Ref.: **2380-287**

Filed: **November 21, 2000**

Group: **2662**

Examiner: **Lee, T.**

For: **Sequencing Of User Data Packets Segmented Into AAL2
Packets Transported Over Internet Protocol (IP)**

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Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

REQUEST CLARIFICATION REGARDING PTO-1449

Sir:

The Examiner telephonically requested copies of the PTO-1449s filed for the captioned application, and the PTO-1449 copies were faxed to the Examiner on January 19, 2006, including a PTO-1449 which listed DE 4 431 564 A1.

The Notice of Allowance was accompanied by annotated versions of PTO-1449s, including one PTO-1449 which appeared to indicate that DE 4 431 564 A1 was not considered because it was "not provided".

Yet DE 4 431 564 A1 had already been provided and had already been considered by the Examiner, as indicated by the attached PTO-1449 which accompanied the August 31, 2005 office action mailed to the undersigned. Also attached is a filing receipt card showing filing of the March 27, 2003 IDS and four documents listed as references.

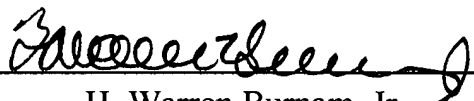
COMSTOCK et al
Serial No. 09/716,440

Applicants believe that DE 4 431 564 A1 should be and IS of record in the application, despite the curious notation which accompanied the Notice of Allowance. If the US Patent Office is of a contrary belief, please advise or (if necessary) correct the PTO records to properly reflect that DE 4 431 564 A1 has been considered.

Respectfully submitted,

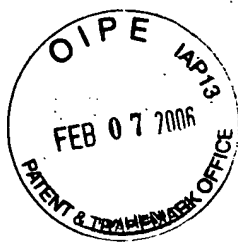
NIXON & VANDERHYE P.C.

February 7, 2006

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Serial No.: 09/716,440

Atty: HWB

Inventor/s: COMSTOCK et.al

Date: 3/27/03

C#/M#: 2380-287

Title: Sequencing of User Data Packets Segmented Into
AAL2 Packets Transported Over Internet Protocol (IP)

Amendment

Pages Specification, Claims & Abstract

Claims

Sheets of Drawings

Declaration (Pages)

Assignment (Pages) Including Cover

Priority Document(s)

Base Issue Fee Transmittal

\$ Fee (Check) - **PRE-BILL**

Other: **IDS w/ PTO-1449, Int'l. Prelim. Exam. Report, 2
US refs. and 1 DE ref.**

